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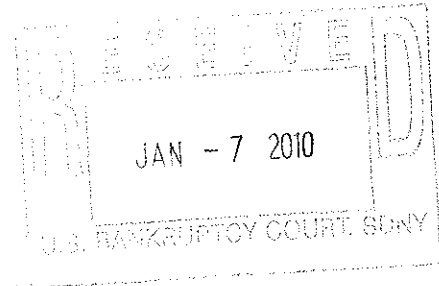
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January 6, 2010

+ ALSO A MEMBER OF THE COLORADO, CONNECTICUT
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OF COLUMBIA BARS



CERTIFIED MAIL, RETURN
RECEIPT REQUESTED

PRIVILEGED AND CONFIDENTIAL

Clerk of the United States Bankruptcy Court
for the Southern District of New York
One Bowling Green
New York, NY 10004

Irving H. Picard, Trustee
c/o Baker & Hostetler LLP
Attn: Claims Department
45 Rockefeller Plaza
New York, NY 10111

Re: Liquidation of Bernard L. Madoff Investment Securities LLC
Bankruptcy Case No. 08-1789 (BRL)

Dear Court Clerk and Mr. Picard:

I am the Trustee of the Chester J. Opalka Jr. Trust dtd 11/18/97 under Article III, F/B/O Courtney Opalka. As Trustee of said Trust, I invested in Rye Select Broad Market Prime Fund, L.P., as evidenced by the enclosed copy of the acknowledgment letter from Tremont Partners, Inc., the General Partner of said fund. This fund invested with Bernard L. Madoff Investment Securities LLC ("BLMIS"), which is the defendant in this case.

As Trustee, I filed a Notice of Claim with the SIPC Trustee relating to my investment in Rye Select Broad Market Prime Fund, L.P. I received a Notice from the Trustee dated December 8, 2009 notifying me that "Based on a review of available books and records of

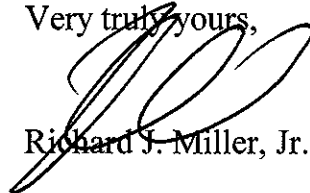
Clerk of the United States Bankruptcy Court for the Southern District of New York
Irving H. Picard, Trustee
January 6, 2010
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BLMIS by the Trustee's staff, you did not have an account with BLMIS. Because you did not have an account, you are not a customer of BLMIS under SIPA, as that term is defined." The Trustee thus denied my claim.

I disagree with the determination of the SIPC Trustee that I was not a customer of BLMIS. Under 15 U.S.C. §78III(2), the term "customer" includes "...any person who has deposited cash with the debtor for the purpose of purchasing securities." While there are exclusions, none of them are applicable in this case.

The Rye Select Broad Market Prime Fund, L.P. was an investment of Madoff, which constitutes a debtor under 15 U.S.C §78III(5). Therefore, as a customer of BLMIS, my claim should be allowed in full to the maximum amount covered under SIPC.

Very truly yours,

A handwritten signature in black ink, appearing to read "Richard J. Miller, Jr.", is written over the typed name.

Richard J. Miller, Jr.

cc: Courtney Opalka (w/o encls)



February 6, 2007

Morris and McVeigh, LLP
19 Dove Street
Albany, NY 12210
Attn: Mr. Richard J. Miller, Jr. - Trustee

re: Rye Select Broad Market Prime Fund, L.P.
Chester J. Opalka Jr. Trust u/a dtd 11/18/97 article III FBO Courtney Opalka

Dear Mr. Miller:

This letter will acknowledge receipt of your \$450,000 initial investment in Rye Select Broad Market Prime Fund, L.P. effective February 1, 2007. Enclosed for your records is an executed copy of the Rye Select Broad Market Prime Fund, L.P. subscription document.

We thank you for your support.

Please do not hesitate to call if you have any questions.

Sincerely,

A handwritten signature in dark ink, appearing to read "Harry A. Hodges".

Harry A. Hodges
Tremont Partners, Inc.
General Partner, Rye Select Broad Market Prime Fund, L.P.

A Division of Tremont Group Holdings, Inc.

Corporate Center at Rye | 555 Theodore Fremd Ave. | Rye, New York | 10580 | P: 914 925 1140 | F: 914 925 9337 | info@ryeinvestmentmanagement.com